

1 INSP. CHETCUTI: This is Inspector Vince
2 Chetcuti with the San Francisco District Attorney's
3 Office. Today is May 15th, 2017, and the time is
4 11:01 in the morning. I'm conducting a follow-up
5 interview with [REDACTED] regarding case number [REDACTED]
6 [REDACTED] which is related to an officer involved
7 shooting that occurred in the 400 block of Shotwell
8 in San Francisco on April 7th, 2016. The interview
9 is being conducted at [REDACTED]
10 [REDACTED], inside a conference room and Assistance
11 District Attorney Andrew Law is also present. This
12 interview is being recorded with everyone's
13 knowledge and consent. [REDACTED], directing your
14 attention to the events of that day can you please
15 tell us what you remember.

16 [REDACTED]: Uh, all I remember is that they-I
17 just heard somebody I guess somebody, a police
18 officer or something, telling somebody not to move
19 or stay down or whatever. I can't even remember.
20 And then he had said that quite a few times before
21 I stand up and go to the window and look outside.

22
23 And I don't see the body that is by the wall
24 because like I-I did not stand too close to the
25 window. And I see two police officers I believe.

1 And then one was holding a gun, I mean because the-
2 the gun is a long one, I don't know what kind of
3 gun.

4 INSP. CHETCUTI: Uh-huh.

5 [REDACTED]: I have never seen that before. And-
6 and then my coworker told me that the police
7 officer, the one that is by the wall is holding a
8 handgun but I did not see it. All I saw is the one
9 that is further to the street. And after a while, I
10 don't know how long, and then I went, sit back
11 down, and then I-and then I heard like a pop, pop,
12 pop, I don't know what it is. So I went back, hurry
13 up and stand up and look out again. I see this guy-
14 this guy must be standing off by the one that's by
15 the way start going-stand up or going towards the
16 street and he-

17 INSP. CHETCUTI: I'm sorry, who is this?

18 [REDACTED]: This is the homeless person.

19 INSP. CHETCUTI: Okay.

20 [REDACTED]: He was by the way.

21 INSP. CHETCUTI: Uh-huh.

22 [REDACTED]: But the first time I did not see him
23 because he's so close to the wall I did not see.

24 INSP. CHETCUTI: Okay.

1 [REDACTED]: And by the time—the second time when
2 I got up I saw him it's already further up at—to
3 the wall on the street and I saw him holding a
4 knife, walking towards the street—I mean by the
5 pole, the street pole. And not that he fell, I
6 think that's—and then he fell. And then after a
7 while he just lied there not moving and I don't
8 know whether he's still alive or dead but after a
9 while—so I went back, sit down, sit back down, and
10 a couple, few seconds, I get back up again and look
11 out the window again and after a few more seconds
12 or a minute or so I see blood coming out from the
13 top part and then I says but he must be dead, uh.

14 INSP. CHETCUTI: Okay, let me kind of
15 direct you back to when you first heard the
16 officers giving the command of—

17 [REDACTED]: Right.

18 INSP. CHETCUTI: Not to move.

19 [REDACTED]: Right, right.

20 INSP. CHETCUTI: Or as to stay down, where
21 were you at the time?

22 [REDACTED]: I was at my desk facing the—yeah.

23 INSP. CHETCUTI: Okay, and do you remember
24 whether or not your window was open or closed?

25 [REDACTED]: Uh, we never open the window.

1 INSP. CHETCUTI: Okay, so the window was
2 never open?

3 [REDACTED]: Correct.

4 INSP. CHETCUTI: So the commands that you
5 heard were loud enough for you to infer?

6 [REDACTED]: Really loud, yeah, yeah, yeah.

7 INSP. CHETCUTI: Okay. And when you
8 looked-when you walked to the window how close to
9 the window were you?

10 [REDACTED]: Uh, like I was just standing-like
11 he's the window, just standing like that, like
12 that, that's why I cannot see.

13 INSP. CHETCUTI: You're staying back a
14 little bit?

15 [REDACTED]: A little bit.

16 INSP. CHETCUTI: How far would you say?

17 [REDACTED]: Oh, I would not say-I mean, close to
18 the window.

19 INSP. CHETCUTI: You were standing close
20 to the window, okay.

21 [REDACTED]: But then I-because this happens all
22 the time. I wasn't giving that much attention to
23 what's out there because it happens all the time
24 just too often now. So I just look out the window
25 and see what's going on. And after-after that, I

1 mean to me, it's [unintelligible] and no action so
2 I just went back and sit back down.

3 INSP. CHETCUTI: Okay. And at the time
4 that you were looking out the window how many
5 officers did you see?

6 [REDACTED]: Uh, I can't even remember. All I see
7 is there are two here, like this is the wall.

8 INSP. CHETCUTI: So, okay, so you two
9 officers?

10 [REDACTED]: Right.

11 INSP. CHETCUTI: Where were the officers?

12 [REDACTED]: Uh, okay, this is the whole window.

13 INSP. CHETCUTI: Okay.

14 [REDACTED]: And they are right--this is where I
15 am, they are right here.

16 INSP. CHETCUTI: Okay, so let me--let me
17 try and maybe visualize it for the record real
18 quick. Um, you've got the building, you've got the
19 building and the sidewalk, right?

20 [REDACTED]: Uh-huh, correct.

21 INSP. CHETCUTI: And then the street,
22 okay.

23 [REDACTED]: Right.

1 INSP. CHETCUTI: Where were the officers
2 standing? Were the officers standing close to the
3 building or close to the street?

4 [REDACTED]: Uh, they are about like okay, let's
5 say this is the wall to the building and that's the
6 street, they are about where you are.

7 INSP. CHETCUTI: So it's closer to the
8 street from what you're describing, right?

9 [REDACTED]: Uh, I mean probably in the middle,
10 not really farther, correct.

11 INSP. CHETCUTI: Right in the middle,
12 okay. So we're in the middle of the sidewalk, that
13 is.

14 [REDACTED]: Right.

15 INSP. CHETCUTI: Who do you remember how
16 many officers did you see?

17 [REDACTED]: I have seen two that is standing
18 there.

19 INSP. CHETCUTI: Okay. You said one of
20 them had a long gun.

21 [REDACTED]: Correct, correct. It's kind of
22 orange or red, I don't know. It is a long one.

23 INSP. CHETCUTI: Okay. And what about the
24 other officer, what was he holding?

25 [REDACTED]: I did not pay attention to him.

1 INSP. CHETCUTI: Okay. Now, the person
2 with the long gun where was he standing?
3 [REDACTED]: Further to the street.
4 INSP. CHETCUTI: So closer to the street.
5 [REDACTED]: Right.
6 INSP. CHETCUTI: And then the other
7 officer was standing where?
8 [REDACTED]: Right next to him. I believe it's
9 around here.
10 INSP. CHETCUTI: So you're pointing-so
11 around here, uh, by the wall.
12 [REDACTED]: By the-more by the building.
13 INSP. CHETCUTI: Okay, so you're pointing
14 by the-so he was closer, he was closer to the
15 building.
16 [REDACTED]: Right.
17 INSP. CHETCUTI: Okay. And where was the
18 homeless person at this point?
19 [REDACTED]: The homeless person because they are
20 looking toward this way so he must be here.
21 INSP. CHETCUTI: Did you see him at that
22 point?
23 [REDACTED]: I did not see him.
24 INSP. CHETCUTI: When was the first time
25 you saw the homeless person?

1 [REDACTED]: When I--so after they told him don't
2 move, I got out of there, I don't see him, so I
3 thought I wasn't looking anymore. So I went back, I
4 sit back down until I see the sound of the gun I
5 believe must be the gun and I went back out. I see
6 out there and then I saw that must be this shell or
7 whatever on the--like--

8 INSP. CHETCUTI: Let me stop you right
9 there for a second. When you went--when you went
10 back to the--to your desk, how soon after you got
11 to--

12 [REDACTED]: Really fast because I sit back down
13 and then maybe a few seconds and I heard that. So I
14 got back up again and I look out the window.

15 INSP. CHETCUTI: Okay, how many seconds
16 would you say if you had to estimate?

17 [REDACTED]: Uh, I don't know because like I
18 look--I turned around, go back, sit back down and
19 look on the screen and there's quite a few seconds
20 I believe.

21 INSP. CHETCUTI: Okay.

22 [REDACTED]: And when I heard that I hear I get
23 up again and I look out.

24 INSP. CHETCUTI: And did you go to the
25 same position where you were at the first time?

1 [REDACTED]: Right, first place, yes.

2 INSP. CHETCUTI: Okay and from that
3 position what did you see then? Where was the
4 homeless person?

5 [REDACTED]: The homeless person was like he was
6 getting up—he was like this is the wall, he was
7 here getting up because I can just stand up and see
8 him there.

9 INSP. CHETCUTI: Okay. You say he was
10 getting up. Was he standing up at the time?

11 [REDACTED]: I assume that he was sitting down. I
12 assume. I'm not sure.

13 INSP. CHETCUTI: Okay. When you saw him
14 was he moving?

15 [REDACTED]: He was moving.

16 INSP. CHETCUTI: Which direction was he
17 moving?

18 [REDACTED]: He was moving like towards like the
19 police officer is here and here is the pole here. I
20 thought he was kind of like going out there.

21 INSP. CHETCUTI: Going towards where?

22 [REDACTED]: Toward to—to the pole.

23 INSP. CHETCUTI: Going towards to the
24 pole.

25 [REDACTED]: Right.

1 INSP. CHETCUTI: That's where the officers
2 were standing?

3 [REDACTED]: This--the officer is a little bit to
4 the right here.

5 INSP. CHETCUTI: How close was the
6 homeless person from the officers?

7 [REDACTED]: That was quite far. These--I would--
8 these would be the length of this table.

9 INSP. CHETCUTI: You're describing the
10 length of the table and the length of the table is
11 what, maybe about four feet? Five feet?

12 [REDACTED]: Uh, yeah, I would think so. I mean
13 not really, really close but--

14 INSP. CHETCUTI: It's about five feet--this
15 table is probably about five feet. So you're saying
16 he was about five feet from the officers?

17 [REDACTED]: Uh, gee I can't--maybe. Yeah, I would
18 think so.

19 INSP. CHETCUTI: Okay, all right. And were
20 you able to see anything that the homeless person
21 had?

22 [REDACTED]: All I see is he's hold a knife.

23 INSP. CHETCUTI: Okay, can you describe
24 the knife for me please.

1 [REDACTED]: Uh, I don't think I can describe it.
2 I think he's holding the handle.

3 INSP. CHETCUTI: Okay, holding the handle.
4 Are you able to see the blade?

5 [REDACTED]: Yes.

6 INSP. CHETCUTI: Okay. Can you describe
7 how bit the knife was or the blade?

8 [REDACTED]: He was holding the handle. The blade
9 is around I would think this long. I can't
10 remember.

11 INSP. CHETCUTI: What, is it about six
12 inches, is that what you're describing?

13 [REDACTED]: Six inches? Maybe.

14 INSP. CHETCUTI: Okay. And how was he
15 holding the knife?

16 [REDACTED]: From what I can remember he was
17 holding it like-like that. I'm not sure.

18 INSP. CHETCUTI: Okay, you're holding-hold
19 on a second if I may describe.

20 [REDACTED]: Uh-huh.

21 INSP. CHETCUTI: Basically you're holding
22 your left hand.

23 [REDACTED]: Right, his left hand, I-

1 INSP. CHETCUTI: Was he holding it in an
2 upright position? Because that's what you're
3 demonstrating.

4 [REDACTED]: I was—I was—to me all this time I
5 was—I'm confused now. I thought the knife is life
6 downward I think. I mean up to today I thought it's
7 not holding it upward, no.

8 INSP. CHETCUTI: Okay, describe to me what
9 you remember.

10 [REDACTED]: I think he was holding, let's see,
11 he was holding a knife. I don't think it's pointing
12 up. I thought it was pointing down but I'm not
13 sure.

14 INSP. CHETCUTI: What pointing down, the
15 blade?

16 [REDACTED]: The blade is pointing down.

17 INSP. CHETCUTI: Okay, the blade was
18 pointing down.

19 [REDACTED]: Right.

20 INSP. CHETCUTI: Okay. And you saw him
21 move?

22 [REDACTED]: I saw him move. No really fast.

23 INSP. CHETCUTI: Describe the pace if you
24 don't mind.

1 [REDACTED]: He's like, he's not really walking.
2 I think he must be drunk, I think, to walk like
3 that. I mean like that.

4 INSP. CHETCUTI: So he was not running.

5 [REDACTED]: No.

6 INSP. CHETCUTI: But he was not walking.
7 Do you know what a brisk walk is? Someone rushing?

8 [REDACTED]: Not walking but-

9 ADA LAW: How would you describe it in
10 your words, what did you see? Did you see the
11 person walking toward or moving toward in the
12 direction of the officers? Let's start there. Or
13 was he going in a different direction?

14 [REDACTED]: He was walking, he's not going
15 straight out to the sidewalk. He was like kind of
16 like towards-I wouldn't say like he was directly to
17 the officer. If he's [unintelligible] officer, then
18 he would be going like that. He would just like
19 that. So I was thinking he was going more to the
20 pole on the street.

21 INSP. CHETCUTI: So he was moving towards
22 the pole is a diagonal position you said?

23 [REDACTED]: Right, right. And the officer is
24 next to the pole but not too close to the pole.

25 INSP. CHETCUTI: Okay.

1 [REDACTED]: So I don't know where he's going. I
2 was just thinking where's he going.

3 INSP. CHETCUTI: What did you see then?
4 Did you hear any--first off, did you hear the
5 officers say anything when the homeless person was
6 moving?

7 [REDACTED]: As far as I can remember all I heard
8 the officer was saying don't move.

9 INSP. CHETCUTI: Was that as he was moving
10 towards them? Or when did you hear that?

11 [REDACTED]: Well, at the beginning of course.

12 INSP. CHETCUTI: Yeah.

13 [REDACTED]: But then as I sat back down they're
14 still saying that.

15 INSP. CHETCUTI: Okay. So when you walked
16 to the window did you hear him say those words
17 again?

18 [REDACTED]: I cannot remember any more.

19 INSP. CHETCUTI: Okay. Do you remember how
20 many times the officers shot?

21 [REDACTED]: Quite a few times.

22 INSP. CHETCUTI: Can you give me a number?

23 [REDACTED]: Maybe I would say five.

24 INSP. CHETCUTI: Five times, okay.

25 [REDACTED]: Yes.

1 INSP. CHETCUTI: And did they all sound
2 the same?
3 [REDACTED]: Yeah.
4 INSP. CHETCUTI: The sound was the same?
5 [REDACTED] Yeah, yeah, yeah.
6 INSP. CHETCUTI: Um, did you—did you
7 personally see the homeless person being shot?
8 [REDACTED]: I think I must have seen it but I do
9 not realize because all this time he's moving out
10 there I was looking at it but I do not realize when
11 he was shot.
12 INSP. CHETCUTI: Okay.
13 [REDACTED]: Until he fell on the ground and then
14 I didn't even know what happened.
15 INSP. CHETCUTI: How did he fall down?
16 [REDACTED]: Then I wasn't really looking because
17 it was—I was afraid.
18 INSP. CHETCUTI: Okay, so—
19 [REDACTED]: I mean it just—I did not keep my eye
20 on him.
21 INSP. CHETCUTI: So you looked away?
22 [REDACTED]: I looked away and then when I looked
23 back again he's already on the ground.
24 INSP. CHETCUTI: And how was he
25 positioned? What—how was he laying down?

1 [REDACTED]: I think the head was out on the
2 street.

3 INSP. CHETCUTI: Okay. And was he—could
4 you tell whether or not he was on his stomach or on
5 his back?

6 [REDACTED]: No, on the—on the back.

7 INSP. CHETCUTI: He was laying on his
8 back.

9 [REDACTED]: Right.

10 INSP. CHETCUTI: And his head was closer
11 to the street?

12 [REDACTED]: Correct.

13 INSP. CHETCUTI: Do you remember seeing
14 the knife at that point?

15 [REDACTED]: I do not remember. I assume he must
16 still have his knife because like he was holding it
17 all this time.

18 INSP. CHETCUTI: Yeah, I don't want you to
19 assume. I want you, just—

20 [REDACTED]: I do not remember.

21 INSP. CHETCUTI: Okay. Okay, um, what do
22 you—what do you see next? What were the officers
23 doing?

24 [REDACTED]: And he was just laying there and
25 after that I do not look, I went back to my desk.

1 INSP. CHETCUTI: Okay. [REDACTED], did you talk
2 to anybody after that about what you saw?
3 [REDACTED]: Right after that?
4 INSP. CHETCUTI: Uh-huh.
5 [REDACTED]: No.
6 INSP. CHETCUTI: About what you saw?
7 [REDACTED]: No.
8 INSP. CHETCUTI: Did you talk to any of
9 your coworkers?
10 [REDACTED]: Not really. I mean we just-I can,
11 no. I think I remember asking, asking is he dead.
12 INSP. CHETCUTI: Uh-huh.
13 [REDACTED]: [unintelligible] say I don't know.
14 He must be.
15 INSP. CHETCUTI: Okay. When you were
16 looking outside the window was anybody else doing
17 the same thing?
18 [REDACTED]: I believe [REDACTED] s there, [REDACTED] was
19 there and because I guess we were the only three
20 person in the office.
21 INSP. CHETCUTI: Okay. [REDACTED] do you
22 recall when you first spoke with the officers about
23 a year ago after the incident do you remember
24 having a diagram prepared?

1 ██████: I think the officers, uh, putting-
2 yeah, drawing something.

3 INSP. CHETCUTI: Okay. I'm showing you
4 what has been marked as 000120. Um, do you-do you
5 remember this diagram?

6 ██████: Yeah, maybe he has drawn something.

7 INSP. CHETCUTI: Do you remember that?

8 ██████: Yes.

9 INSP. CHETCUTI: Okay. Is there anything
10 that has your name or personal markings on this? Is
11 that-do you recall what that is?

12 ██████: Okay, my initial maybe, yeah.

13 INSP. CHETCUTI: That's your initial?
14 Okay, all right. Can you kind of describe to me
15 what you see here in this diagram.

16 ██████ That is-yeah, that is about it. I
17 mean I was here.

18 INSP. CHETCUTI: So you're pointing to the
19 ██████, the marking-building, okay.

20 ██████: Right. This is-yeah, this is where-
21 this is where I am.

22 INSP. CHETCUTI: Okay, now you-there's a
23 diagonal line from the ████████ building heading in
24 direction towards the pole.

25 ██████: Right.

1 INSP. CHETCUTI: Could you describe what
2 that means.

3 [REDACTED]: I mean this is how I think this
4 homeless person is walking to it too.

5 INSP. CHETCUTI: Okay, so that's the
6 direction he was going?

7 [REDACTED]: Right, when he--when he was moving
8 out from the wall, away from the wall.

9 INSP. CHETCUTI: And these two markings do
10 you remember what those are?

11 [REDACTED]: Those are the officers I believe.

12 INSP. CHETCUTI: Okay.

13 CHU: And I don't think they are that far.
14 I think they are kind of here.

15 INSP. CHETCUTI: Okay, so they're closer
16 to the pole?

17 [REDACTED]: They're closer, yeah.

18 INSP. CHETCUTI: To the pole?

19 [REDACTED]: To the--uh, to the homeless. I mean
20 like, they are just around where the pole is. It's
21 right here.

22 INSP. CHETCUTI: Okay, so they're closer
23 to the pole.

24 [REDACTED]: Yeah.

1 INSP. CHETCUTI: Obviously in closer to
2 the homeless at that point.
3 [REDACTED]: Right.
4 INSP. CHETCUTI: Okay. Okay. Andrew do you
5 have anything for her?
6 ADA LAW: Have you ever interfaced with
7 these officers before? Did you know these officers
8 involved in this incident at all?
9 [REDACTED]: No.
10 ADA LAW: Did you go down to the street
11 level after this incident happened?
12 [REDACTED]: No.
13 ADA LAW: Did you see paramedics arrive?
14 [REDACTED]: Yes.
15 ADA LAW: When did you see paramedics
16 arrive, how long? Approximately how long did it
17 take?
18 [REDACTED]: Uh, I do not remember. It takes a
19 while I think.
20 ADA LAW: After-you had mentioned
21 initially you heard a pop, pop, pop.
22 [REDACTED]: Right.
23 ADA LAW: You sat down. At that point did
24 you stand back up and go to the window?
25 [REDACTED]: Yes.

1 ADA LAW: After you heard that pop, pop,
2 pop. What did you see?

3 [REDACTED]: By the time I got up the homeless
4 person is already starting to walk away from the
5 building toward-

6 ADA LAW: And we're talking in a diagonal
7 direction.

8 [REDACTED]: Correct.

9 ADA LAW: Toward the pole.

10 [REDACTED]: Right.

11 ADA LAW: Okay.

12 [REDACTED]: I mean to me that's how it seems
13 like.

14 ADA LAW: Did you visibly you could see
15 the knife as the person was-

16 [REDACTED]: Yes, I can, yes.

17 ADA LAW: Did you hear gunshots as the
18 person was walking or moving in the direction of
19 the officers?

20 [REDACTED]: I did not hear because I was just
21 looking at him. I remember saying where is he
22 going, I mean like that, with a knife like that.

23 ADA LAW: What was going on in your mind?

24 [REDACTED]: I saw where is he going? I said-I
25 don't know what he's trying to do. I mean he's

1 like—I mean with the knife I mean like if you're
2 holding a knife you must be trying to hurt somebody
3 I guess. But the way—the way he's walking like he's
4 like not really concentrating on anything. I mean
5 he just like that, going like that.

6 ADA LAW: You're saying that was he was
7 kind of—

8 [REDACTED]: Facing out there. I mean he's—

9 ADA LAW: Was he facing the—

10 [REDACTED]: Street.

11 ADA LAW: He was facing the street?

12 [REDACTED]: I mean like he's kind of like you
13 said it's diagonal. He's walking like that but with
14 the way that he's walking I said—

15 ADA LAW: So was he facing the same
16 direction as he was walking?

17 [REDACTED]: Yes.

18 ADA LAW: Toward the pole.

19 [REDACTED]: Right.

20 ADA LAW: Did you—you said you saw him
21 fall down, is that correct?

22 [REDACTED]: I think I had turned my head for a
23 couple—for a second because he was—I did not see
24 how he fell because by the time I looked back he
25 was already on the ground.

1 ADA LAW: Did you see the knife on the
2 ground?

3 [REDACTED]: I do—I do not remember that but all
4 I remember is when he was walking out there he has—
5 he is definitely holding a knife.

6 ADA LAW: I don't have anything else.

7 INSP. CHETCUTI: The—why don't we take
8 pictures.

9 ADA LAW: Yeah, of where your desk—

10 [REDACTED]: Okay.

11 INSP. CHETCUTI: Let me go ahead and end
12 this interview. The time is 11:26.

13 [REDACTED]: Okay.

14 INSP. CHETCUTI: I'm ending the interview
15 at this point.

16 **END OF DOCUMENT**